

**WARRICK COUNTY COUNCIL RESOLUTION NO. 2020-07**

**A RESOLUTION OF THE WARRICK COUNTY COUNCIL APPROVING THE  
ISSUANCE OF GENERAL OBLIGATION BONDS OF THE NEWBURGH  
CHANDLER PUBLIC LIBRARY AND THE APPROPRIATION OF THE  
PROCEEDS THEREOF AND INVESTMENT EARNINGS THEREON TO PAY  
COSTS OF CERTAIN LONG-TERM CAPITAL MAINTENANCE,  
IMPROVEMENT AND EQUIPPING PROJECTS AND RELATED COSTS**

**WHEREAS**, the Library Board (the “Board”) for the Newburgh Chandler Public Library, Warrick County, Indiana (the “Public Library”), adopted a resolution on June 16, 2020 (the “Resolution”), determining there was a need for certain long-term capital maintenance, improvement and/or equipping projects at one or more of the existing facilities operated by the Public Library, including, but not limited to, (i) with respect to the existing Bell Road Branch Library, (A) various site work construction, reconstruction, renovation, repair, replacement, equipping and/or improvement projects, including: parking lot re-pavement; new monument and building signage; pond erosion, guardrail and gravel path re-grading and repairs; miscellaneous gate, chiller and exterior insulation and finish systems repair; and (B) various building and interior construction, reconstruction, renovation, repair, replacement, equipping and/or improvement projects, including: replacement of all door knobs and hold opens; removal of all exterior windows, installation of missing end-dam flashing, replacement of gaskets, re-installation of windows, exterior insulation and finish systems and interior drywall repairs; clerestory window resealing and adjacent drywall repairs; miscellaneous finish repairs; circulation desk and check-out area revisions; and conversion of existing former café space into a multi-use programming space; (ii) with respect to the existing Chandler Branch Library, (A) various site work construction, reconstruction, renovation, repair, replacement, equipping and/or improvement projects, including: parking lot re-pavement; entry bridge repairs; monument signage replacement; repair of site drainage and water issues around the existing building; replacement, removal and/or repair of all downspout issues and concrete pad issues; removal of underbrush and landscaping projects; addition of walking trail and site lighting, and (B) various building and interior construction, reconstruction, renovation, repair, replacement, equipping and/or improvement projects, including: removal and replacement of all floor finishes, ceilings, and light fixtures; removal of all wallcovering/wallpaper and re-painting of all walls; replacement, removal and/or repair of all exterior door seals; construction of a new study room space; replacement and/or modernization of the elevator; resealing of all exterior windows; repair and repainting of all door frames; and removal of existing furniture and installation of new furniture throughout the facility; (iii) other miscellaneous facility improvement and equipping projects; and (iv) one or more projects related to any portion of the foregoing described projects (clauses (i) through and including (iv), collectively, the “Project”), and

**WHEREAS**, under the terms of the Resolution, the Library Board authorized the issuance, subject to the approval of the Warrick County Council (the “County Council”), of the its general obligation bonds to be designated the “Newburgh Chandler Public Library, Warrick County, Indiana, General Obligation Bonds, Series 2020” (the “Bonds”) in an original aggregate principal amount not to exceed Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000) for the purpose of providing funds to pay for (i) all or a portion of the costs of the Project, (ii) the reimbursement of preliminary expenses related thereto and all incidental



expenses incurred in connection therewith, including necessary engineering, design, and related activities (all of which are deemed to be a part of the Project), and (iii) the costs of selling and issuing the Bonds; and

**WHEREAS**, in accordance with Indiana Code § 6-1.1-17-20.5, as amended, the Public Library may not issue the Bonds unless it obtains the approval of the County Council; and

**WHEREAS**, the County Council now desires to approve the issuance of the Bonds and the payment of the principal and interest on the Bonds, as required under Indiana Code § 6-1.1-17-20.5, as amended; and

**WHEREAS**, on June 16, 2020, the Library Board, following a public hearing, also adopted a resolution appropriating a sum not to exceed Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000), to be provided for out of the proceeds of the Bonds, together with all investment earnings thereon, for the purpose of paying all or a portion of the costs of the Project; and

**WHEREAS**, the Library Board has requested the approval of the County Council, pursuant to IC § 6-1.1-17-20.3, as amended, regarding the additional appropriation in the amount not to exceed Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000), to be provided for out of the proceeds of the Bonds, together with all investment earnings thereon, to be applied to the costs of the Project, and the County Council now finds that the appropriation set forth above should be approved; and

**WHEREAS**, notice of a hearing on said appropriation has been published as required by law; and

**WHEREAS**, such public hearing on said issuance of the Bond and additional appropriation out of the proceeds of the Bonds and investment earnings thereon has been held on the date hereof at this location and prior to consideration of this resolution at which all taxpayers and interested persons had an opportunity to appear and express their views as to such issuance of the Bonds and additional appropriation;

**NOW, THEREFORE, BE IT RESOLVED BY THE WARRICK COUNTY COUNCIL, as follows:**

Section 1. Approval of Bonds. Pursuant to Indiana Code § 6-1.1-17-20.5, as amended, the County Council hereby approves the proposed issuance of the Bonds by the Public Library as set forth in the Resolution, in one or more series, as general obligation bonds of the Public Library, to be designated as “Newburgh Chandler Public Library, Warrick County, Indiana General Obligation Bonds, Series 2020,” in an original aggregate principal amount not to exceed Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000), bearing interest at a rate or rates producing a yield not to exceed five percent (5.00%) per annum and having a final maturity no later than January 15, 2028, for the purpose of paying for all or a portion of (i) the costs of the Project, (ii) the reimbursement of preliminary expenses related thereto and all incidental expenses incurred in connection therewith, including necessary engineering, design, and related activities (all of which are deemed to be a part of the Project), and (iii) the costs of selling and issuing the Bonds, all as set forth in the Resolution.

Section 2. Approval of Additional Appropriation. (a) Pursuant to Indiana Code § 6-1.1-17-20.3, as amended, the County Council does hereby approve the appropriation of a sum not to exceed Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000) out of the proceeds of the Bonds together with all investment earnings (the “2020 Project Bond Appropriation”), all of which sum shall be for the use of the Public Library in paying all or a portion of the costs of the Project.

(b) The 2020 Project Bond Appropriation shall be in addition to all appropriations provided for in the existing budget and levy of the Public Library, and shall continue in effect until the completion of the Project. Any surplus of such proceeds shall be credited to the proper fund as required by law.

(c) Any and all prior actions taken by any officer of the Public Library or Warrick County, Indiana (the “County”) or any member of the Library Board or the County Council in connection and consistent with this resolution, including, but not limited to, publication of the notice of the public hearing held on the date hereof, is hereby ratified and approved.

Section 3. Authorization of Other Actions. Any member of the County Council or the Board of Commissioners of the County and the County Auditor, and any other officer, employee or agent of the County is hereby authorized and directed, for and on behalf of the County, to execute and deliver any contract, agreement, certificate, instrument or other document and to take any action as such person determines to be necessary or appropriate to accomplish the purposes of this resolution, such determination to be conclusively evidenced by such person’s execution of such contract, agreement, certificate, instrument or other document or such person’s taking of such action.


Section 4. Repeal of Conflicting Resolutions. All ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this resolution, are, to the extent of such conflict, hereby repealed.

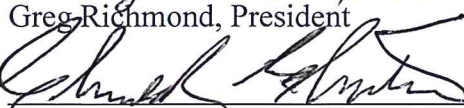
Section 5. Effective Date. This resolution shall be in full force and effect from and after its adoption by the County Council and upon compliance with the procedures required by law.

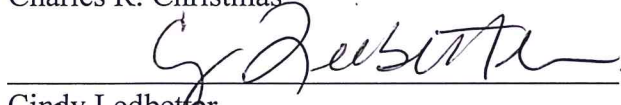
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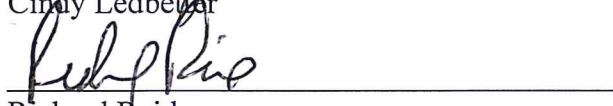
DULY PASSED and ADOPTED on this 2 day of July, 2020, by the Warrick County Council, as fiscal body of Warrick County, Indiana, by a vote of 16 in favor, 1 opposed, and 0 abstaining.

WARRICK COUNTY COUNCIL

  
\_\_\_\_\_  
Greg Richmond, President

  
\_\_\_\_\_  
Charles R. Christmas

  
\_\_\_\_\_  
Cindy Ledbetter

  
\_\_\_\_\_  
Richard Reid


NAY

\_\_\_\_\_  
Brad Overton, Vice President

\_\_\_\_\_  
David Hachmeister

  
\_\_\_\_\_  
Ted Metzger

ATTEST:

  
\_\_\_\_\_  
Deborah K. Stevens, Auditor  
Warrick County, Indiana